



the Report and Recommendation (Docket No. 23) in its entirety. As a result, the Court **ORDERS** as follows:

1. That Pipes' children shall be dismissed as parties from the action without prejudice;
2. That Pipes shall be permitted to proceed against defendants Don Redmann in his official and individual capacities and Leann Bertsch in her official capacity, but only with respect to the following claims:
  - a. Claim number 1 (relating to the imposition of prison discipline)
  - b. Claim number 2 (alleging denial of access to the courts)
  - c. Claim number 3 (relating to alleged monitoring of attorney-client conversations); and
  - d. Claim number 8 (relating to his bad tooth).
3. That all of the other claims and defendants shall be dismissed without prejudice;

**IT IS SO ORDERED.**

Dated this 20th day of February, 2008.

/s/ Daniel L. Hovland

Daniel L. Hovland, Chief Judge  
United States District Court